

D3
64. (Amended) The method of claim 61, wherein said DNA damaging agent is contacted [contacting] before and after resection.

D4
109. (Twice amended) A method of inhibiting tumor cell growth in a mammalian subject having a solid tumor comprising the step of continuously perfusing a tumor site in said patient with a viral expression construct comprising a promoter functional in eukaryotic cells and a polynucleotide encoding a functional p53 polypeptide, wherein said polynucleotide is positioned sense to and under the control of said promoter, the administration resulting in expression of said functional p53 polypeptide in cells of said tumor and inhibition of their growth.

REMARKS

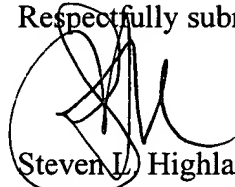
Appellant is resubmitting the amendments filed with their previous response. The only alteration is the elimination of an amendment to claim 109 inserting the term "catheter." The examiner refused entry of the amendment on the ground that introduction of the term "catheter" would require a new search. Thus, it is believed that the revised amendment should be acceptable as it merely cancels claims and makes minor wording changes to several other claims. No new matter is added by the amendment, no new search is required, and no new issues are raised thereby.

Should Examiner Hauda have any questions regarding this amendment, she is invited to contact the undersigned at the telephone number listed below.

Date: 11/9/99

Arnold, White & Durkee
P.O. Box 4433
Houston, TX
512-418-3000

Respectfully submitted,



Steven L. Highlander
Reg. No. 37,642